

PATENT APPLICATION

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Challenger et al. Examiner: Paula, Cesar B.  
Serial no.: 09/845,708 Art Unit: 2178  
Filed: April 30, 2001 Docket: YOR920010281US1 (8728-513)  
For: **A METHOD FOR GENERATION AND ASSMEBLY OF WEB  
PAGE CONTENT**

**Mail Stop Petition**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT SHOWING NON-RECEIPT OF FINAL OFFICE ACTION AND  
DISCUSSION OF BUSINESS PRACTICE**

Commissioner:

The undersigned is the Docketing Manager of the law offices of F. Chau & Associates, LLC. My responsibilities as Docketing Manager include receiving, reviewing and docketing all mail received from the U.S. Patent and Trademark Office (USPTO). I have been handling docketing of cases in a patent law firm including due dates for responding to USPTO office actions and correspondence since August 1989 and since January 2006 for the above-named law firm.

The following is a detailed explanation of the order in which incoming communications are opened, docketed, and delivered to the responsible attorney for answering.

1. The U.S. Postal Service delivers the mail to our office at 130 Woodbury Road every business day.
2. I retrieve the mail from the United States Patent and Trademark Office and begin the process of opening and separating all communications.

3. In docketing due dates in connection with responses to Patent Office actions and responses, I manually input such due dates on a computerized docketing system, immediately upon receipt of any action or correspondence from the USPTO requiring any response.

4. The attorneys of this office, F. Chau & Associates, LLC, represent International Business Machines (IBM) as outside counsel in handling IBM's patent applications and patent matters.

5. On January 26, 2009 our Office received a Notice of Abandonment for Applicant's failure to timely file a proper reply to the Final Office Action dated April 23, 2008. I immediately checked our records to discover that no such action was docketed or received by our office. A detailed master docket for the firm dated June 23, 2008 indicating that no action was received and docketed, is attached. I immediately checked Private PAIR to discover the same.

6. Accordingly, the Final Office Action dated April 23, 2008 was not received by this Office for this application and was never docketed in the docketing system in this office. No one in the office of F. Chau & Associates was aware of the existence of the Final Office Action.

I HEREBY DECLARE that all statements made herein of my own known are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 U.S. Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: March 23, 2009

  
Christine Ponger

Monday, June 23, 2008

## Due Date List By Date

Page: 5

21-Jun-2008 To 27-Jun-2008

Due Date Indicator	Action Due Action Type	Docket Number/Sub Case Country	Status Client	App Number Pat Number	App Date Iss Date	Atrys
23-Jun-2008	Fee Due in 1 Month US-Allownace	8002-A-134	Published	11/593,306	06-Nov-2006	FC MM JWP
<b>Title:</b> HEADREST ENTERTAINMENT SYSTEM						
23-Jun-2008	Response to N/A/P Due US-Missing Parts	8002-A-188	Pending	12/098,043	04-Apr-2008	FC RDR
<b>Title:</b> TWO-SIDED ELECTRONIC GAME AND REMOTE CONTROLLER						
<b>Remarks:</b> **Replacement Drawings**						
23-Jun-2008	Fee Due in 2 Months US-Allownace	8021-204	Pending	10/869,113	16-Jun-2004	FC NTW
<b>Title:</b> BLUETOOTH APPLIANCE HAVING NON-MEMORY PROGRAMMABLE IDENTIFICATION ADDRESS						
<b>Title:</b> STORING DEVICE AND TELECOMMUNICATION METHOD THEREOF						
23-Jun-2008	Fee Due in 2 Months US-Allownace	8021-256	Pending	11/049,428	02-Feb-2005	FC SLA
<b>Title:</b> SEMICONDUCTOR DEVICE WITH IMPROVED OVERLAY MARGIN AND METHOD OF MANUFACTURING THE SAME						
23-Jun-2008	DRAFT Application due	8021-507	Unfiled			FC
<b>Title:</b> FLASH MEMORY DEVICE FOR VARIABLY CONTROLLING PROGRAM VOLTAGE AND METHOD OF PROGRAMMING THE SAME						
23-Jun-2008	DRAFT Application due	8021-508	Unfiled			FC
<b>Title:</b> METHOD OF FORMING WIRING LAYER OF SEMICONDUCTOR DEVICE						
23-Jun-2008	DRAFT Application due	8028-87	Unfiled			FC PCF
<b>Title:</b> SEMICONDUCTOR MEMORY DEVICE AND METHOD OF COMPENSATING FOR SIGNAL INTERFERENCE THEREOF						

JBG

Page: 6

### Due Date List By Date

21-Jun-2008 To 27-Jun-2008

Due Date Indicator	Action Due	Country	Document Number/Sub Case	Status Client	App Date	Pat Number	Iss Date	Atty
23-Jun-2008	File CON STAFF	United States of America	8054-95	Published	10/525,060		19-Jan-2006	FC MM JWP
	<i>extended reminder</i>							
23-Jun-2008	Issue Fee Due	United States of America	8054-95	Published	10/525,060		19-Jan-2006	FC MM JWP
Final	US-Allowance							
	<i>paid 6/19/08</i>							
	<i>Title: LIGHT GUIDE PLATE AND LIQUID CRYSTAL DISPLAY HAVING THE SAME</i>							
	<i>Remarks: 6/23/08 - Instructions received to pay the issue fee and file a continuation.</i>							
23-Jun-2008	File Hong Kong Reminder	8126-1	Published		06/59764.1		12-May-2006	FC
Due Date	File Hong Kong	European Patent Convention	KYLINITY, INC.					
	<i>Reminder</i>							
	<i>Title: INTERNET PROTOCOL TELEVISION</i>							
	<i>Remarks: STAT for filing in Hong Kong is 7/23/08 however Reinhard wants instructions by 3/23/08 if they are going to proceed to file the application.</i>							
	<i>3/24/08 - Reminded Kelly &amp; Frank.</i>							
23-Jun-2008	Draft Amendment Due	8137-35	Published		11/634,261		05-Dec-2006	FC RJN
Due Date	US-3 Month Office Action-Semi	United States of America	PRIME Intellectual Property Law Firm					
	<i>Title: POWER AMPLIFIER CIRCUIT REDUCING ELECTROMAGNETIC INTERFERENCE</i>							
23-Jun-2008	Response to O/A due out	8706-096 / ORD	Pending		10/770,044		02-Feb-2004	FC NTW
Due Date		United States of America	Siemens Corp.					
	<i>Out 6/23/08</i>							
	<i>Title: Real-Time Obstacle Detection with a Calibrated Camera and Known Ego-Motion</i>							
	<i>Remarks: OA due 6/26/08</i>							
23-Jun-2008	File Optional Article 19 Amend	8728-732 / PCT	Inactive		US06/05012		10-Feb-2006	FC NTW
Due Date		Patent Cooperation Treaty	IBM Corp.					
	<i>Reminder</i>							
	<i>Title: METHOD AND CIRCUITS FOR A CLASS-D BIPOLAR TRANSISTOR POWER AMPLIFIER AT MILLIMETER-WAVE FREQUENCIES</i>							
23-Jun-2008	Foreign Filing Due in 2 weeks	8728-805	Pending		11/775,096		09-Jul-2007	FC NTW
Due Date		United States of America	IBM Corp.					
	<i>NO</i>							
	<i>Title: RESERVATION REQUIRED TRANSACTIONS</i>							

Monday, June 23, 2008

Page: 7

# Due Date List By Date

21-Jun-2008 To 27-Jun-2008

Due Date	Action Due	Docket Number/SubCase	Status	App Number	App Date	Atty
----------	------------	-----------------------	--------	------------	----------	------

23-Jun-2008	Foreign Filing Due in 8 weeks	8728-887	Pending	11/775,126	09-Jul-2007	FC
-------------	-------------------------------	----------	---------	------------	-------------	----

*Benjamin*

**Title:** BUFFERLESS TRANSACTIONAL MEMORY WITH RUNAHEAD EXECUTION  
**Remarks:** PCT filed opened 1/11/08

23-Jun-2008	File Divisional Application	8836-388	Published	11/616,322	27-Dec-2006	FC
-------------	-----------------------------	----------	-----------	------------	-------------	----

*open*

**Title:** FLASH MEMORY DEVICE AND PROGRAM METHOD THEREOF  
**Remarks:** 6/4/08 - Instructions received to pay the issue fee and file a divisional application. 6/9/08 - Issue Fee paid.

24-Jun-2008	IDS Due STAT	8002-A-24 / CIP	Pending	10/808,538	23-Jul-2004	FC
-------------	--------------	-----------------	---------	------------	-------------	----

**Title:** Console with Monitor and Wireless Receiver  
**Remarks:** Based on refs cited in International Preliminary Examination Report dated 3/24/08.

24-Jun-2008	IDS Due STAT	8002-A-24	Pending	09/698,915	27-Oct-2000	FC
-------------	--------------	-----------	---------	------------	-------------	----

**Title:** Console with Monitor and Wireless Receiver  
**Remarks:** Based on refs cited in International Preliminary Examination Report dated 3/24/08.

24-Jun-2008	US Notice of Appeal	8021-303	Pending	11/147,900	08-Jun-2005	FC
-------------	---------------------	----------	---------	------------	-------------	----

**Title:** OFDMA System and Method for Controlling Frequency Offsets of Subscribers in Uplink Communication  
**Remarks:** 5/22/08 - Amendment to Final OA e-filed within the 2 month due date.

24-Jun-2008	Issue Fee Due	8054L-192T	Published	11/188,105	25-Jul-2005	FC
-------------	---------------	------------	-----------	------------	-------------	----

**Title:** METHOD OF TRANSFORMING A LIGHT BEAM, OPTICAL FILM FOR PERFORMING THE METHOD, AND DISPLAY DEVICE HAVING THE OPTICAL FILM  
**Remarks:** 5/22/08 - Amendment to Final OA e-filed within the 2 month due date.

24-Jun-2008	Fee Due in 1 Month	8054L-84	Pending	10/999,185	17-Nov-2004	FC
-------------	--------------------	----------	---------	------------	-------------	----

**Title:** APPARATUS FOR FORMING A THIN FILM USING AN INKJET PRINTING METHOD

24-Jun-2008	US Allowance	United States of America	21 Century Patent & Law Firm-LCD	17-Nov-2004	FC
-------------	--------------	--------------------------	----------------------------------	-------------	----

*8021-303*

*draft applied*

*FC*